

Docket No. CRD-0967

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Stanko Bodnar, et al.

Serial No.: 09/966,783

Art Unit: 3763

Filed

: September 28, 2001

Examiner:

FOR : COATED MEDICAL DEVICES AND STERILIZATION THE

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner For Patents, Washington, D.C. 20231 on

December 17, 2001

Carl J. Evens
(Name of applicant, assignee, or Registered Representative)

December 17, 2001

(Date of Signature)

Commissioner for Patents Washington, D.C. 20231

#### INFORMATION DISCLOSURE STATEMENT

Dear Sir:

Pursuant to 37 C.F.R. §1.56 and in accordance with 37 C.F.R. §§1.97-1.98, information relating to the above-identified application is hereby disclosed. Inclusion of information in this statement is not to be construed as an admission that this information is material as that term is defined in 37 C.F.R. §1.56(b).

Applicant(s) reserve(s) the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this information may not be prior art, and/or to prove that this

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information may not be enabling for the teachings purportedly offered.

This statement should not be construed as a representation that a search has been made, or that information more material to the examination of the present patent application does not exist.

In accordance with §1.97(b), since this Information Disclosure Statement is being filed either within three months of the filing date of the above-identified national application (other than a continued prosecution application under §1.53(d)), within three months of the date of entry into the national stage of the above identified application as set forth in §1.491, or before the mailing date of a first Office Action on the merits of the above-identified application, or before the mailing date of a first Office Action after the filing of a request for continued examination under §1.114, no additional fee is required. In accordance with §1.129(a), this Information Disclosure Statement is being filed in connection with  $\square$  the first or second After Final Submission, therefore: Statement in Accordance with §1.97(e) (attached); or Please charge Deposit Account No. 10-0750/ the fee of \$180.00 as set forth in \$1.17(p). In accordance with §1.97(c), this Information Disclosure Statement is being filed after the period set forth in §1.97(b) above but before the mailing date of either a Final Action under §1.113 or a Notice of Allowance under §1.311, or an action that otherwise closes prosecution and that it is accompanied by one of:

Statement in Accordance with §1.97(e)
(attached); or
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the fee of $$180.00$ as set forth in $$1.17(p)$ .
In accordance with §1.97(d), this Information
Disclosure Statement is being filed after the mailing date of
either a Final Action under §1.113 or a Notice of Allowance
under §1.311 but before the payment of the Issue Fee.
Applicant(s) hereby petition(s) for consideration of this
Information Disclosure Statement. Included are: Statement in
Accordance with $\S 1.97(e)$ as set forth below and the fee of
\$180.00 as set forth in $$1.17(p)$ .
Copies of each of the references listed on the
attached Form PTO-1449 are enclosed herewith.
Copies of references listed on the attached Form PTO
1449 are enclosed herewith EXCEPT THAT:
In view of the voluminous nature of references
[list as appropriate], and the likelihood that
these references are available to the Examiner,
copies are not enclosed herewith.
If any of the foregoing publications are not
available to the Examiner, Applicant will
endeavor to supply copies at the Examiner's
request.
<b>∑</b>
There are no listed references which are not in the
English language.

The relevance of those listed references which are not in the English language is as follows: Attached are copies of search report(s) from corresponding patent application(s), which are listed on the attached Submission Under MPEP 609 D. Attached are the following non-published pending patent applications which may be deemed relevant, which are listed on the attached Submission Under MPEP 609 D. Please charge any deficiency or credit any overpayment to Deposit Account No. 10-0750/CRD-0967/CJE. This form is submitted in triplicate. Respectfully submitted, Carl J. Evens Reg. No. 33874 Attorney for Applicants Johnson & Johnson One Johnson & Johnson Plaza New Brunswick, NJ 08933-7003 (732) 524-2518 DATED: December 17, 2001

NUMBRE CANCELLED

PTO/SB/08A (08-00) Approved for use through 10/31/2002. OMB 0651-0031 U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary) Sheet 1 of 10

o a conection of information unless it displays	a collection of information diffess it displays a valid ONB control number.					
Application Number	09/966,783					
Filing Date	September 28, 2001					
First Named Inventor	Stanko Bodnar et al.					
Group Art Unit	3763					
Examiner Name	-					
Attorney Docket Number	CRD-0967					

					U.S. PATENT DOCUMENTS	onot rumbor c	710-0307
Examiner Initials	Cite No.1	1		code <sup>2</sup>	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document mm-dd-yyyy	Pages, Columns, Lines, where relevant passages or relevant figures appear
5		D359,802			Fontaine	6/27/1995	
002 55		3,932,627			Margraf	01-13-1976	
		4,441,216			Ionescu et al.	4/10/1984	TC
		4,580,568			Gianturco	4/8/1986	RI J
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		4,886,062			Wiktor	12/12/1989	
		4,907,336			Gianturco	3/13/1990	~ )
		4,969,458			Wiktor	11/13/1990	3
		4,990,131			Dardik	2/5/1991	
		4,990,155			Wilkoff	2/5/1991	
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		6,120,536			Dinge et al.	09-19-2000	

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			Foreign Patent Document	Name of Datestan or	Date of Publication of	Pages, Columns, Lines, where		
	Cite No.	Office <sup>3</sup> KindCo			Name of Patentee or Applicant of Cited Document	Cited Document mm-dd-yyyy	relevant passages or relevant figures appear	T <sub>6</sub>
		EP	0 712 615	V	Advanced Cardiovascular Systems Inc.	5/22/96		
		EP	0 716 836	J	Advanced Cardiovascular Systems Inc.	6/19/96		
		EP	0 761 251	V	Kabushikikaisha Igaki Iryo Sekkei	3/12/97		
		EP	0 850 651	1	Schneider Inc.	7/1/98		
		wo	96/32907	U	Schneider Inc.	10/24/96		
		wo	98/23228	1	Alza Corporation	6/4/98		
		wo	98/34669	4	Ensovasc Ltd. Inc.	8/13/98		

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<sup>\*</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Unique citation designation number. 2 See attached Kinds of U.S. Patent Documents. 3 Enter Office that issued the document, by the two-letter

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a conection of information unless it displays	a valid OMB control number.
Application Number	09/966,783
Filing Date	September 28, 2001
First Named Inventor	Stanko Bodnar et al.
Group Art Unit	3763
Examiner Name	
Attorney Docket Number	CRD-0967

1	Check 2 of 10				U.S. PATENT DOCUMENTS		
			U.S. Patent Document		U.S. PATENT DOCUMENTS		
P	Exeminer mitias	Cite No. <sup>1</sup>		d Code <sup>2</sup> known)	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document mm-dd-yyyy	Pages, Columns, Lines, where relevant passages or relevant figures appear
8 2	m2 6		5,035,706		Gianturco	7/30/1991	
	ابي		5,041,126		Gianturco	8/20/1991	
2	RHERE		5,064,435		Porter	11/12/1991	ψ. <b>2</b> 0
			5,104,404		Wolff	4/14/1992	5 <b>z</b> O
	•		5,116,365		Hillstead	5/26/1992	O N CE
			5,122,154		Rhodes	6/16/1992	F 28
			5,131,908		Dardik et al.	7/21/1992	02 R0 <b>0M</b>
			5,133,732		Wiktor	7/28/1992	X
			5135,536		Hillstead	8/4/1992	
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			5,176,660		Truckai	1/5/1993	
			5,178,618		Kandarpa	1/12/1993	
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			5,222,971		Willard et al.	6/29/1993	
			5,234,456		Silvestrini, T.	8/10/93	
L			5,246,445		Yachia et al.	9/21/93	
			5,258,021		Duran	11/2/93	
			5,266,073		Wall	11/30/93	
			5,275,622		Lazarus et al.	1/4/94	
			5,282,823		Schwartz et al.	2/1/94	
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			5,292,331		Boneau	3/8/94	
			5,304,200		Spaulding	4/19/94	

Examiner	Date	
Signature		
Signature	Considered	

<sup>\*</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.



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Sheet 3 of 10

a collection of information unless it displays a	a collection of information unless it displays a valid OMB control number.				
Application Number	09/966,783				
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Examiner Name					
Attorney Docket Number	CRD-0967				

				U.S. PATENT DOCUMENTS		
Examiner Initials	Cite		Code <sup>2</sup>	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document mm-dd-yyyy	Pages, Columns, Lines, where relevant passages or relevant figures appear
PRI		5,314,444		Gianturco	5/24/1994	ω
67		5,314,472		Fontaine	5/24/1994	REC 3700
202 6		5,334,301		Heinke et al.	8/2/1994	
<b>3</b>		5,342,348		Kaplan, A.	8/30/1994	<del> </del>
AA H SEE		5,342,387		Summers	8/30/94	
		5,354,257		Roubin et al.	10/11/94	.D 102 ROOM
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		5,403,341		Solar	4/4/95	
		5,405,377		Cragg	4/11/95	
		5,411,549		Peters	5/2/95	
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		5,441,515		Khosravi et al.	8/15/95	
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		5,443,477		Marin et al.	8/22/95	-
		5,443,496		Schwartz et al.	8/22/95	

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Signature	Considered	
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<sup>\*</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.



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09/966,783
September 28, 2001
Stanko Bodnar et al.
3763
CRD-0967

		U.S. Patent Document		U.S. PATENT DOCUMENTS		
Examiner Initials	miner Cite Kind Code <sup>2</sup>		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document mm-dd-yyyy	Pages, Columns, Lines, where relevant passages or relevant figures appear	
		5,443,498		Fontaine	8/22/95	
		5,443,500		Sigwart	8/22/95	
E. /		5,449,372		Schmaltz et al.	9/12/95	
m C		5,449,373		Pinchasik et al.	9/12/95	
#)		5,449,382		Dayton, M.	9/12/95	
ar Gr		5,464,450		Buscemi et al.	11//7/95	
		5,464,650		Berg et al.	11/7/95	Ť
		5,500,013		Buscemi et al.	3/19/96	, <u>71</u>
		5,510,077	,,,,,	Dinh et al.	4/23/96	JAN E
	:	5,545,208		Wolff et al.		
		5,554,954		Takahashi	8/13/96 3 9/10/96 7	VE 21
		5,554,182		Dinh et al.	9/10/96	20 ED
		5,562,922		Lambert, T.	10/8/96	
		5,571,166		Dinh et al.	11/5/96	
		5,578,075		Dayton, M.	11/26/96	
		5,591,224		Schwartz et al.	1/7/97	
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		5,599,352		Dinh et al.	2/4/97	
		5,603,722		Phan et al.	2/18/97	
		5,605,696		Eury et al.	2/25/97	
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		5,624,411		Tuch, R.	4/29/97	
		5,628,785		Schwartz et al.	5/13/97	
		5,629,077		Turnlund et al.	5/13/97	
		5,632,840		Campbell, P.	5/27/97	

Examiner	Date	
Signature	1 1	
Signature	Considered	

<sup>\*</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.



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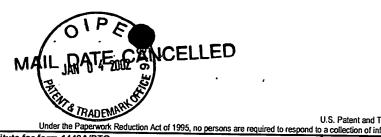
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Sheet 5 of 10

a collection of information unless it displays a valid OMB control number.					
Application Number	09/966,783				
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Sheet 3 01 10		U.S. PATENT DOCUMENTS					
			U.S. Patent Document	-			
	Examiner Initials	Cite No. <sup>1</sup>		nd Code <sup>2</sup> if known)	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document mm-dd-yyyy	Pages, Columns, Lines, where relevant passages or relevant figures appear
5	/3		5,632,763		Glastra, H.	5/27/97	·
	8)		5,637,113		Tartaglia et al.	6/10/1997	
	102 fs		5,643,312		Fischell et al.	7/1/97	
	<u> </u>		5,669,924		Shaknovich, A.	9/23/97	
B	RKS		5,679,400		Tuch, R.	10/21/1997	
			5,679,659		Verhoeven et al.	10/21/1997	
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L			5,697,967		Dinh et al.	12/16/1997	70
			5,697,971		Fischell et al.	12/16/1997	ر ا دن
	<b>.</b>		5,649,952		Lam	7/22/1997	REC JAN
			5,700,286		Tartaglia et al.	12/23/1997	OI N
			5,707,385		Williams, M.	1/13/1998	
L			5,725,567		Wolff et al.	3/10/1998	EC CONTRACTOR
			5,728,420		Keogh, J.	3/17/1998	ED 1002
		5,733,327			lgaki et al.	3/31/1998	
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L			5,755,734		Richter et al.	5/26/98	
L			5,799,384		Schwartz et al.	9/1/98	
			5,800,507		Schwartz, R.	9/1/98	
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			5,820,918		Ronan et al.	10/13/98	
			5,824,048		Tuch, R.	10/20/98	
L			5,824,049		Ragheb et al.	10/20/98	
			5,833,651	·	Donovan et al.	11/10/98	
L	_		5,837,008		Berg et al.	11/17/98	
			5,843,172		Yan, J.	12/1/98	
L			5,849,034		Schwartz, R.	12/15/98	
			5,851,217		Wolff et al.	12/22/98	·

Examiner		Date	
Signature	·	Considered	
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# INFORMATION DISCLOSURE STATEMENT BY APPLICANT

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Sheet 6 of 10

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Attorney Docket Number	CRD-0967				

				U.S. PATENT DOCUMENTS		
Examiner	Cite	U.S. Patent Docu	ment Kind	Name of Patentee or Applicant	Date of Publication	Pages, Columns, Lines,
Initials	No.1	Code <sup>2</sup> Number known)	(if	of Cited Document	of Cited Document mm-dd-yyyy	where relevant passages or relevant figures appear
E		5,851,231		Wolff et al.	12/22/98	
7007		5,861,027		Trapp, R.	1/19/99	
		5,865,814		Tuch, R.	2/2/99	
MAN de		5,871,535		Wolff et al.	2/16/99	
g William		5,879,697		Ding et al.	3/9/99	
		5,882,335		Leone et al.	3/16/99	ω <sub>1</sub> , 70
		5,820,917		Tuch, R.	10/13/98	AN CO
		5,837,313		Ding et al.	11/17/98	I C M
		5,728,150		McDonald et al.	3/17/98	E 22
		5,283,257		Gregory et al.	2/1/94	공 <sup>등</sup>
		5,288,711		Mitchell et al.	2/22/94	3
		5,516,781		Morris et al.	5/14/96	
		5,563,146		Morris et al.	10/8/96	
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## INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary) CANCEL Sheet 7 of 10

Application Number 09/966,783 September 28, 2001 Filing Date Stanko Bodnar et al. First Named Inventor Group Art Unit 3763 Examiner Name CRD-0967 Attorney Docket Number

RH CE	<u> </u>	U.S. Patent Document		U.S. PATENT DOCUMENTS		
Examiner Initials	Cite No.1		ind Code <sup>2</sup> (if known)	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document mm-dd-yyyy	Pages, Columns, Lin where relevant passa or relevant figures ap
		4,292,965		Nash et al.	10-06-1981	
13.		4,613,665		Larm	09-23-1986	
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		4,916,193		Tang et al.	04-10-1990	
HILL		4,954,126		Wallsten	09-04-1990	-
		5,053,048		Pinchuk	10-01-1991	
		5,061,275		Wallsten et al.	10-29-1991	
·		5,092,877		Pinchuk	03-03-1992	C
·		5,163,952		Froix	11-17-1992	RECI JAN 1
		5,180,366		Woods	01-19-1993	
		5,182,317		Winters et al.	01-26-1993	<b>E \(\begin{array}{c}\)</b>
		5,185,408		Tang et al.	02-09-1993	7ED
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		5,258,020		Froix	11-02-1993	·
		5,262,451		Winters et al.	11-16-1993	
		5,292,802		Rhee et al.	03-08-1994	
		5,304,121		Sahatjian	04-19-1994	
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		5,356,433		Rowland et al.	10-18-1994	
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		5,415,619		Lee et al.	05-16-1995	·
		5,419,760		Narciso, Jr.	05-30-1995	
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Application Number	09/966,783				
Filing Date	September 28, 2001				
First Named Inventor	Stanko Bodnar et al.				
Group Art Unit	3763				
Examiner Name					
Attorney Docket Number	CRD-0967				

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